

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GUADALUPE GONZALEZ and BENITO  
GONZALEZ,

Plaintiffs,

v.

NATIONSTAR MORTGAGE, LLC, et al.,  
Defendants.

No. C 13-04353 CW

ORDER REFERRING  
CASE TO ADR UNIT  
FOR ASSESSMENT  
TELEPHONE  
CONFERENCE

Pursuant to Civil Local Rule 16-8 and ADR Local Rule 2-3, the Court refers this foreclosure-related action to the Alternative Dispute Resolution (ADR) Unit for a telephone conference to assess this case's suitability for mediation or a settlement conference. Plaintiffs' and Defendants' counsel shall participate in a telephone conference, to be scheduled by the ADR Unit as soon as possible but no later than March 24, 2014.

Plaintiffs' and Defendants' counsel shall be prepared to discuss the following subjects:

- (1) Identification and description of claims and alleged defects in loan documents.
- (2) Prospects for loan modification.
- (3) Prospects for settlement.

The parties need not submit written materials to the ADR Unit for the telephone conference.

1 In preparation for the telephone conference, Plaintiffs shall  
2 do the following:

- 3 (1) Review relevant loan documents and investigate the  
4 claims to determine whether they have merit.
- 5 (2) If Plaintiffs are seeking a loan modification to  
6 resolve all or some of the claims, Plaintiffs shall  
7 prepare a current, accurate financial statement and  
8 gather all of the information and documents  
9 customarily needed to support a loan modification  
10 request. Further, Plaintiffs shall immediately  
11 notify Defendants' counsel of the request for a loan  
12 modification.
- 13 (3) Provide counsel for Defendants with information  
14 necessary to evaluate the prospects for loan  
15 modification, in the form of a financial statement,  
16 worksheet or application customarily used by  
17 financial institutions.


18 In preparation for the telephone conference, counsel for  
19 Defendants shall do the following.

- 20 (1) If Defendants are unable or unwilling to do a loan  
21 modification after receiving notice of Plaintiffs'  
22 request, counsel for Defendants shall promptly  
23 notify Plaintiffs to that effect.
- 24 (2) Arrange for a representative of each Defendant with  
25 full settlement authority to participate in the  
26 telephone conference.

27 The ADR Unit will notify the parties of the date and time the  
28 telephone conference will be held. After the telephone  
conference, the ADR Unit will advise the Court of its  
recommendation for further ADR proceedings.

IT IS SO ORDERED.

Dated: 3/3/2014



CLAUDIA WILKEN  
United States District Judge